PHILIP GODLEWSKI, *Plaintiff,*	:	In the Court of Common Pleas of Lackawanna County
vs.	:	Civil Action - Law
BRIENNA L. DuBORGEL, *Defendants.*	:	No. 23-CV-1354 ✓

LAURELYN MAILEN
COUNTY
2025 DEC 19 A 6:47
CLERK OF COURTS
CIVIL DIVISION

ORDER

THE BACKGROUND OF THIS ORDER IS AS FOLLOWS:

We addressed and disposed of cross-motions for partial summary judgment in our Memorandum and Order of April 17, 2025. We granted Plaintiff's motion on the Defendant's counterclaim for intentional infliction of emotional distress and denied it in all other respects. We granted Defendant's motion on Plaintiff's claims for defamation and invasion of privacy false light as well as Defendant's counterclaims for assault and battery, and denied Defendant's motion in all other respects. On April 28, 2025, Plaintiff filed an application for amendment of our Order, which was interlocutory, for certification of our Order pursuant to 42 Pa.C.S. §702(b). Plaintiff also sought relief pursuant to Pa.R.A.P. 341(c). We directed the Defendant to respond to Plaintiff's application, which she did.

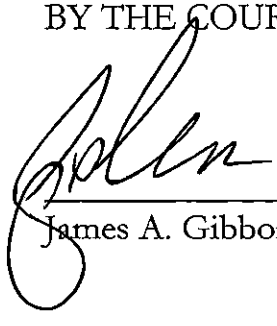
We had not entered a decision on the Plaintiff's application prior to June 27, 2025 when Plaintiff filed a petition for permission to appeal in the Superior Court. On December 18, 2025, a divided panel of the Superior Court dismissed Plaintiff's petition

for permission to appeal without prejudice to his right to petition for permission to appeal once we have disposed of his application to certify our April 17, 2025 Order.

We are unable to pronounce that an immediate appeal of our April 17, 2025 Order would facilitate resolution of this entire case. Pa.R.A.P. 341(c). In our view, nothing short of a trial would facilitate a resolution of this case. It is certainly understandable that Plaintiff may be dissatisfied with our disposition of the cross-motions for summary judgment, but that is no basis to certify our Order for appeal. Contrary to Plaintiff's argument, an interlocutory appeal here will only multiply the burdens on this Court and delay the ultimate termination of this matter. Plaintiff's application will, therefore, be denied.

ACCORDINGLY, this 19th day of December, 2025, IT IS HEREBY ORDERED THAT Plaintiff's application for amendment of our April 17, 2025 Order pursuant to 42 Pa.C.S. §702(b) or, alternatively, Pa.R.A.P. 341(c), is **DENIED**.

BY THE COURT:



P.J.
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